



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 302

DATE SCANNED

3/31/16

SCANNER NO.

2

SCAN OPERATOR

Jh



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2015 JUL -7 PM 3:24

July 7, 2015

SENSITIVE

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *M.H. For D.C.*
Assistant Staff Director
Reports Analysis Division

BY: Kristin D. Roser *KDR*
Compliance Branch

SUBJECT: Reason to Believe Recommendation -
Failure to File 48-Hour Notices under the Administrative Fine Program

Attached is the name of a principal campaign committee that has failed to file 48-hour notices with the Commission for contributions of \$1,000.00 or more received from the close of books for the Kansas 2014 12 Day Pre-Primary Report up to 48 hours before the August 5, 2014 Primary Election in accordance with 52 U.S.C. § 30104(a) and 11 CFR. § 104.5(f). The committee, MILTON WOLF FOR U.S. SENATE, represents a candidate who lost the Primary Election. The committee is being referred for failing to file 48-hour notices for contributions totaling \$26,200.00.

A 48-hour notice is required to report all contributions of a \$1,000.00 or more, to any authorized committee of a candidate, including contributions from the candidate, loans from the candidate, and other non-bank sources and endorsements or guarantees of loans from banks, as per 11 CFR § 104.5(f).

We have attached an information sheet which includes the contributor name, date of receipt, and amount of the contributions for which a 48-hour notice was not filed.

In accordance with the schedule of civil money penalties outlined within 11 CFR § 111.44, this committee should be assessed the civil money penalty so indicated.

1. Find reason to believe that MILTON WOLF FOR U.S. SENATE and Perry A. Puccetti, Treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that a civil money penalty of \$3,390 be assessed.
2. Send the appropriate letter.

TECHNOLOGY

Contributions for Which a 48-Hour Notice Was Not Received

AF 3012

Committee ID: C00550020

Committee Name: MILTON WOLF FOR U.S. SENATE

Report Type: 2014 October Quarterly Report (7/17/2014 – 9/30/2014)

48-Hour Reporting Period: 7/17/2014 – 8/02/2014

CONTRIBUTOR	DATE	AMOUNT
MARSHALL, PIERCE	07/21/2014	\$2,600.00
MARSHALL, PIERCE	07/21/2014	\$2,600.00
PUZISS, BRIAN	07/25/2014	\$1,000.00
BRYAN, DAVID C	07/27/2014	\$1,000.00
GRAF, MAEJEL A	07/30/2014	\$1,000.00
GRAF, MAEJEL A	07/30/2014	\$1,600.00
ELLIOTT, LINDA	07/31/2014	\$2,600.00
FARRINGTON, WALTER L III	07/31/2014	\$1,000.00
KIRWAN, STEPHEN	07/31/2014	\$1,000.00
MCGUIRE, STEVEN	07/31/2014	\$1,000.00
SANFORD, CHARLES	07/31/2014	\$2,600.00
WINN, GEORGE	07/31/2014	\$1,000.00
BROUGHTON, LENORE	08/01/2014	\$1,000.00
MALLATT, KEITH	08/01/2014	\$1,000.00
WEISS, DAVID	08/01/2014	\$1,000.00
FRIESS, FOSTER	08/02/2014	\$1,600.00
FRIESS, LYNNETTE	08/02/2014	\$2,600.00
	TOTAL	\$26,200.00

Proposed Civil Money Penalty: \$3,390.00 ((7 Notices Not Filed at \$110 each) + (10% of the Overall Contributions Not Filed))

Page 1 of 1

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation –) AF 3012
Failure to File 48-Hour Notices under the)
Administrative Fine Program: MILTON)
WOLF FOR U.S. SENATE and Perry A)
Puccetti, Treasurer)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on July 10, 2015, the Commission decided by a vote of 6-0 to take the following actions in AF 3012:

1. Find reason to believe that MILTON WOLF FOR U.S. SENATE and Perry A Puccetti, Treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that a civil money penalty of \$3,390 be assessed.
2. Send the appropriate letter.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

July 10, 2015
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 10, 2015

Perry A. Puccetti, in official capacity as Treasurer
MILTON WOLF FOR U.S. SENATE
2335 W 97th St
Leawood, KS 66206

C00550020
AF#: 3012

Dear Mr. Puccetti:

The Federal Election Campaign Act of 1971, as amended, 52 U.S.C. § 30101, *et seq.* ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing either the Secretary of the Senate or the Federal Election Commission ("FEC"), and the Secretary of State, as appropriate, of any contribution of \$1,000 or more, received by any authorized committee of the candidate after the 20th day, but more than 48 hours before, any election. 52 U.S.C. § 30104(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. *Id.* These notification requirements are in addition to all other reporting requirements. 52 U.S.C. § 30104(a). Our records indicate that MILTON WOLF FOR U.S. SENATE did not submit 48-Hour Notices for contributions of \$1,000 or more, received between July 21, 2014 and August 2, 2014, totaling \$26,200, as required by 52 U.S.C. § 30104(a)(6)(A). Attachment 1.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109(a)(4). On July 8, 2015, the FEC found that there is Reason to Believe ("RTB") that MILTON WOLF FOR U.S. SENATE and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file the 48-Hour Notices. Based on the FEC's schedule of civil money penalties at 11 CFR § 111.44, the amount of your civil money penalty calculated at the RTB stage is \$3,390. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 2. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. The amount of the civil money penalty is \$110 for each non-filed notice plus 10 percent of the dollar amount of the contributions not timely reported. The civil money penalty increases by 25 percent for each prior violation. Send your payment of \$3,390 within forty (40) days of the finding, or by August 17, 2015.

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or August 17, 2015. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that MILTON WOLF FOR U.S. SENATE and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact David Garr in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Ann M. Ravel
Chair

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.44, the amount of your civil money penalty calculated at RTB is \$3,390 for the 2014 Primary Election 48-Hour Notification Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by August 17, 2015. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: MILTON WOLF FOR U.S. SENATE

FEC ID#: C00550020

AF#: 3012

PAYMENT DUE DATE: August 17, 2015

PAYMENT AMOUNT DUE: \$3,390

goberhilgers
TTC - TXWU - Filing

2015 AUG 18 AM 7:59

shannon l. o'Leary
gober hilgers pllc

1005 congress avenue
suite 430
austin, tx 78701

512.354.1784 direct
877.437.5755 fax
soleary@goberhilgers.com

August 17, 2015

VIA OVERNIGHT MAIL

Ms. Ann M. Ravel
Federal Election Commission
Office of Administrative Review
ATTN: David Garr
999 E Street NW
Washington, DC 20463

RE: AF# 3012
C00550020

Dear Ms. Ravel:

Milton Wolf for U.S. Senate (the "Committee") and Mr. Perry Puccetti, in his official capacity as Treasurer for the Committee, through counsel, hereby submit this written response to challenge the Reason to Believe (RTB) finding and/or calculated civil money penalty (\$3390.00) as presented in your letter of 7/10/2015 regarding AF# 3012 ("AF Letter").

Grounds for Challenge

The Committee and Mr. Puccetti (collectively, "Respondents") challenge the findings and/or assessment of the calculated civil money penalty ("penalty") on the following grounds:

1. Factual error in the RTB finding: The Committee did submit all required 48-Hour Notices ("48HN") to the SOS as of 8/3/2014 as required under 52 U.S.C. Section 30104(a)(6)(A). The RTB finding that the Committee "did not submit

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Suite 430
Austin, TX 78701
T | 512.354.1787

2101 Cedar Springs Rd
Suite 1050
Dallas, TX 75201
T | 214.842.6829

1028 G St
Lincoln, NE 68508
T | 402.218.2106

14301 FNB Pkwy
Suite 100
Omaha, NE 68154
T | 402.218.2106

1155 F St NW
Suite 1050
Washington, DC 20004
T | 202.417.3529

gober hilgers pllc | www.goberhilgers.com



48-Hour Notices for contribution of \$1,000 or more, received between July 21, 2014, and August 2, 2014, totaling \$26,200..." is incorrect.

2. Miscalculation of the penalty: The Committee timely reported 13 of the 17 contributions listed on Attachment 1 to the AF Letter. There were four contributions (reported on 3 48HNs), totaling \$4600, that were faxed after the due date (but on 8/3/2014). These contributions were from Mr. Brian Puziss, Mr. David C Bryan and Mr. Maejel Graf. The calculation of a penalty for such late filing is estimated not to exceed \$900.00

Support for Grounds

These grounds for the challenge to the finding and/or the assessment of the penalty are supported by the following information and enclosures:

We have attached affidavits from Mr. Puccetti (plus Attachments A-D) and Ms. Karrie Wolf that provide detail with regarding to the process and proof of filing by fax. We have also provided an affidavit from the Committee's attorney supporting the statements of Mr. Puccetti.

The affidavit of Mr. Puccetti explains how the Committee took great pains to make sure that the 48HN were prepared -- even calling upon its staff and attorneys to be available 7 days a week for the processing of 48HNs. Drafts of 48HNs were provided to the Committee in accordance with their standard operating procedures and in advance of deadlines. Mr. Puccetti, himself, was responsible for the filing of the 48HN that cover the 17 contributions at issue in this case.

Mr. Puccetti's affidavit, backed by business documents proving the date and time of the fax filing, makes it abundantly clear that the 48HNs were filed timely for 13 of the 17 contributions. Of the 4 contributions that were reported less than timely, it was through Mr. Puccetti's care and effort that he saw that all 48HNs due from the Committee were filed by midnight Eastern Standard Time on 8/3/2014.

As you are likely aware, the Secretary of the Senate ("SOS") bears the great burden of processing the filings from candidates on paper. So it was not possible for Mr. Puccetti to actively monitor the filing of the 48HNs (as it is when candidates file directly with the Commission via electronic filing). As you are likely also aware, expectations of calling the (very busy) SOS's office to ask that they track down the status of a paper report must be held in check. As such, Respondents had no choice but to trust that the SOS would process the 48HN as expected since he witnessed the successful faxing of the 48HNs.

The disadvantages of filing on paper were again emphasized after it was discovered in October that the public record did not reflect the filing of the 48HNs that are the subject of this

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Suite 100
Omaha, NE 68154
T | 402.218.2106

1155 F St NW
Suite 1050
Washington, DC 20004
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AF 3012

case; while the SOS was contacted regarding the "missing" 48HNs, the SOS's office could not provide information as to hurdles that prevented the successful fax filings from being processed and sent to the FEC for recording. Instead, the SOS's office asked that the "missing" 48HNs be mailed.

Ms. Wolf's affidavit provides details with regard to the Committee's attempts to file the 48HN for a second time in October per the SOS's direction. Her affidavit suggests that some unknown factors are at work that are preventing the streamlined ministerial processing of 48HNs at some point between the time the Respondents successfully transmit/mail the 48HN, and when the 48HN are processed for logging on to the FEC's Index of Images (Attachment E).

Mr. Puccetti attests that he signed and submitted all the "missing" 48HN (covering the 17 contributions listed on Attachment 1 of the AF Letter) and filed them in October with the assistance of Ms. Wolf. Ms. Wolf attests that she in fact placed all the 48HNs in the mailing envelop (post-marked 10/24/2014). Nevertheless the resulting record generated by the mailing did not reflect all the 48HNs that were sent. Instead some but not all of the contents of the envelop were recorded as filed on 10/31/2014 (though the true filing dates are those noted in Attachment E). As Mr. Puccetti and Ms. Wolf explain in their affidavits, it took yet another mailing to the SOS in November in order for the public records to reflect the all the 48HNs. The last group of the missing 48HNs was posted in the public record as filed on 11/12/2014.

The Respondents have demonstrated how, even under challenging circumstances, they worked diligently to ensure that the public record displayed the correct number of 48HNs with the accurate content. What the Respondents could not and cannot control is the date the public record (produced by ministerial actions) lists as the filing date (despite the facts). These dates currently posted in the public record are inaccurate and should be corrected.

Conclusion

Based upon the forgoing, the enclosed affidavits and information, we respectfully urge the Commission to withdraw its RTB (AF Letter) based on factual error, and/or the miscalculation of the penalty. Further, Respondents request that the public record (See Attachment E) be corrected to show the date of filing for the 48HNs to be consistent with the information in Attachment A (under the column titled "CORRECTED File On (per Fax Date))" and the facts of Mr. Puccetti's affidavit.

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Suite 430
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1155 F St NW
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Washington, DC 20004
T | 202.417.3529

AF 3012



Please do not hesitate to contact me if you have any questions or need additional information regarding this matter.

I can be reached at (512) 354-1784 if you have any questions regarding this letter.

Respectfully,

Shannon L. O'Leary
Counsel, Milton Wolf for U.S.. Senate.
Email: soleary@goberhilgers.com

Mailing Address:
P.O. Box 341016
Austin, Texas 78734

Enclosures:

Affidavit of Perry Puccetti, Attachments A-D
Affidavit of Karrie Wolf
Affidavit of Shannon O'Leary
Attachment E

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AF 3012



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

March 5, 2016

Shannon L. O'Leary
Chris K. Gober
Gober Hilgers, PLLC
P.O. Box 341016
Austin, TX 78734

Milton Wolf for U.S. Senate
C00550020
AF#: 3012

Dear Ms. O'Leary:

On August 18, 2015, the Commission's Office of Administrative Review ("OAR") received your written response ("challenge") for Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer, which is being reviewed by OAR. If you have any questions regarding your challenge, please contact this Office on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

Sincerely,

Rhiannon Magruder

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review

MILTON WOLF FOR US SENATE
 2335 W 97th St
 Leawood, KS 66206

FEC - RAD
 Reports Analysis Div.

18 AUG '15 RCVD

August 13, 2015

Via Telecopy 202-219-3496
 Federal Election Commission
 Office of Administrative Review
 ATTN: David Garr, Reports Analysis Division
 999 E Street, NW
 Washington, DC 20463

RE: AF#: 3012
 Committee: C00550020

Dear Mr. Garr:

In accordance with section 1 of the July 10, 2015, letter regarding the administrative fine (totaling \$3,390) for failure to timely file 48-Hour Notices for I am writing to advise you the committee and I will be represented by counsel.

We are designating the below named counsel as our representative, and such representative is authorized to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

NAME OF RESPONDENT:

Milton Wolf for U.S. Senate
 Perry A. Puccetti, Treasurer
 2335 W 97th St
 Leawood, KS 66206

ADDRESS:**TELEPHONE:****EMAIL ADDRESS:**

soleary@goberhilgers.com

STATEMENT OF DESIGNATION OF REPRESENTATIVE/COUNSEL**NAME OF REPRESENTATIVE/COUNSEL:**

Shannon L. O'Leary
 Chris K. Gober
 Gober Hilgers, PLLC
 PO Box 341016
 Austin, TX 78734
 202-615-2353
 soleary@goberhilgers.com

FIRM NAME:**ADDRESS (mailing):****TELEPHONE:****EMAIL ADDRESS:**

8/13/2015

DATE

8/13/2015

DATE

SIGNATURE OF RESPONDENT:

Milton Wolf for U.S. Senate

By: 

Perry A. Puccetti, Treasurer

SIGNATURE OF RESPONDENT:


 Perry A. Puccetti, Treasurer

1-800-N-1000-1



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

2015 OCT 16 PM 3:45

SENSITIVE

October 16, 2015

MEMORANDUM

To: The Commission

Through: Alec Palmer *Wulf for*
Staff Director

From: Patricia C. Orrock *PO/mre*
Chief Compliance Officer

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Reviewing Officer Recommendation in AF# 3012 – Milton Wolf for U.S. Senate
and Perry A. Puccetti, in his official capacity as Treasurer (C00550020)

The attached Reviewing Officer Recommendation is being circulated on an informational basis. A copy was also sent to the respondents in accordance with 11 C.F.R. § 111.36(f). The respondents may file with the Commission Secretary a written response within 10 days of transmittal of the recommendation. After the 10 day period, the Reviewing Officer Recommendation and the respondents' written response, if any, will be circulated to the Commission to make a final determination.

Attachment



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 16, 2015

**REVIEWING OFFICER RECOMMENDATION
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 3012 – Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer (C00550020)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,390 civil money penalty.

Reason-to-Believe Background

In connection with the 2014 Kansas Primary Election held on August 5, 2014, the respondents were required to file 48-Hour Notices of Contributions/Loans ("48-Hour Notices") for contributions of \$1,000 or more received between July 17, 2014 and August 2, 2014.

On July 10, 2015, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for seventeen contributions totaling \$26,200 and made a preliminary determination that the civil money penalty was \$3,390 based on the schedule of penalties at 11 C.F.R. § 111.44. A letter was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") on July 10, 2015 to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act ("Act") requires that the principal campaign committee of a candidate must notify the Commission, in writing, of any contribution of \$1,000 or more received after the 20th day but more than 48 hours before an election. The principal campaign committee must notify the Commission within 48 hours of receipt of the contribution. The 48-hour notification shall be in addition to all other reporting requirements under the Act. 52 U.S.C. § 30104(a)(6)(A) and 11 C.F.R. § 104.5(f). All reports required to be filed by the principal campaign committee of a candidate for the office of U.S. Senator shall be filed with the Secretary of the Senate. 52 U.S.C. § 30102(g) and 11 C.F.R. § 105.2. The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Summary of Respondents' Challenge

On August 18, 2015, the Commission received the written response ("challenge") from the respondents' Counsel, which included affidavits of Perry A. Puccetti, Treasurer; Karrie Wolf, Campaign Volunteer; and Shannon L. O'Leary, Counsel. Counsel states that there was a factual error in the RTB finding because the Committee did submit all required 48-Hour Notices to the Secretary of the Senate's Office of Public Records ("OPR") by August 3, 2014. "The RTB finding that the Committee 'did not submit 48-Hour Notices for contribution of \$1,000 or more, received between July 21, 2014, and August 2, 2014, totaling \$26,200...' is incorrect." Further, Counsel states the RTB penalty was miscalculated because the Committee timely filed 48-Hour Notices for thirteen of the seventeen questioned contributions.

"The affidavit of Mr. Puccetti explains how the Committee took great pains to make sure that the [48-Hour Notices] were prepared - even calling upon its staff and attorneys to be available 7 days a week for the processing of [48-Hour Notices]. Drafts of [48-Hour Notices] were provided to the Committee in accordance with their standard operating procedures and in advance of deadlines. Mr. Puccetti, himself, was responsible for the filing of the [48-Hour Notices] that cover the 17 contributions at issue in this case.

Mr. Puccetti's affidavit, backed by business documents proving the date and time of the fax filing, makes it abundantly clear that the [48-Hour Notices] were filed timely for 13 of the 17 contributions. Of the 4 contributions that were reported less than timely, it was through Mr. Puccetti's care and effort that he saw that all [48-Hour Notices] due from the Committee were filed by midnight Eastern Standard Time on 8/3/2014."

Counsel further explains that since the 48-Hour Notices are required to be filed on paper with OPR, Mr. Puccetti was unable to actively monitor the receipt of the faxed 48-Hour Notices. In addition, Counsel states:

"...[E]xpectations of calling the (very busy) [OPR] to ask that they track down the status of a paper report must be held in check. As such, Respondents had no choice but to trust that the [OPR] would process the [48-Hour Notices] as expected since he witnessed the successful faxing of the [48-Hour Notices]."

In October 2014, the respondents discovered that the public record did not reflect all of the submitted 48-Hour Notices. The Committee contacted OPR regarding the incomplete record, but OPR could not provide any information on what may have prevented the successful fax transmissions from being processed and sent to the FEC. OPR requested that the Committee mail the missing 48-Hour Notices.

"Mr. Puccetti attests that he signed and submitted all the 'missing' [48-Hour Notices] (covering the 17 contributions listed on Attachment 1 of the AF Letter) and filed them in October [2014] with the assistance of Ms. Wolf. Ms. Wolf attests that she in fact placed all the [48-Hour Notices] in the mailing envelop

(sic) (post-marked 10/24/2014). Nevertheless the resulting record generated by the mailing did not reflect all the [48-Hour Notices] that were sent. Instead some but not all of the contents of the envelop were recorded as filed on 10/31/2014 (though the true filing dates are those noted in Attachment E). As Mr. Puccetti and Ms. Wolf explain in their affidavits, it took yet another mailing to [OPR] in November in order for the public records to reflect the all the [48-Hour Notices]. The last group of the missing [48-Hour Notices] was posted in the public record as filed on 11/12/2014.

The Respondents have demonstrated how, even under challenging circumstances, they worked diligently to ensure that the public record displayed the correct number of [48-Hour Notices] with the accurate content. What the Respondents could not and cannot control is the date the public record (produced by ministerial actions) lists as the filing date (despite the facts). These dates currently posted in the public record are inaccurate and should be corrected."

Counsel concludes by requesting the Commission withdraw its RTB finding based on factual error and/or the miscalculation of the civil money penalty. Counsel also requests that public record be corrected to show the accurate filing dates, as detailed in Attachment A.

Analysis

The respondents contend that "[t]he RTB finding that the Committee 'did not submit 48-Hour Notices for contribution of \$1,000 or more, received between July 21, 2014, and August 2, 2014, totaling \$26,200...' is incorrect." They explain that 48-Hour Notices for all seventeen contributions were submitted via fax to OPR by August 3, 2014. Further, 48-Hour Notices were timely submitted for thirteen of the seventeen contributions.

In Attachment A, the respondents detail the seventeen contributions and the corresponding 48-Hour Notices, which they contend were submitted via fax on July 23, August 2, and August 3, 2014. In Attachment B, the respondents provide the fax machine transaction report from the July 23, 2014 submission. It indicates two pages were successfully faxed to OPR's fax line at 9:29 p.m. The respondents did not provide fax machine transaction reports for the August 2 and 3, 2014 fax submissions. However, in Attachment C, the respondents provide a copy of their detailed telephone bill to show six outgoing calls to OPR's fax line on August 2 and 3, 2014, all of which were under one minute.

The respondents explain that in October 2014, OPR directed the Committee to mail the missing 48-Hour Notices. In the Treasurer's affidavit, he explains that for all seventeen contributions, he "signed 'fresh' [48-Hour Notices] and re-dated them."¹ Ms. Wolf then mailed the 48-Hour Notices to OPR, with a post-mark date of October 24, 2014. However, according to Attachment A, OPR only processed seven of the nine 48-Hour Notices, covering ten of the seventeen contributions. On November 11, 2014, the Treasurer again signed and re-dated the two

¹It appears the Treasurer re-dated these 48-Hour Notices using the appropriate 48-Hour Notice deadline, not the contended original filing date or the resubmission date.

still missing 48-Hour Notices covering the seven contributions received on July 27 and 31, 2014.² Ms. Wolf then mailed these two 48-Hour Notices to OPR, with a post-mark date of November 12, 2014. The Committee states that at that point, all of the missing 48-Hour Notices were filed.

On October 5, 2015, the Reviewing Officer requested OPR review their records and provide any information regarding their receipt and handling of the Committee's 48-Hour Notices. OPR explained that it reviewed their records and confirmed that it did not receive any 48-Hour Notices from the Committee on July 23, August 2, or August 3, 2014, as contended in Attachment A. OPR reviewed all 48-Hour Notices received by all committees on those dates to ensure the 48-Hour Notices were not inadvertently attached to another committee or filing. OPR also stated it successfully received filings via fax from other committees on those dates, and there was no indication of any technical difficulties with its fax machine on those dates.

In response to the respondents' contention that OPR did not completely process their October 2014 mailing of the 48-Hour Notices, OPR confirmed that it fully processed the 48-Hour Notices it received. After further review of the Commission's record, the Reviewing Officer determined OPR did process all nine 48-Hour Notices from the Committee's October 2014 resubmission via mail. However, the Committee filed one 48-Hour Notice for a contribution previously reported on a 48-Hour Notice³ and two erroneous 48-Hour Notices for seven contributions under \$1,000.⁴ It appears the Committee erroneously included these 48-Hour Notices instead of the 48-Hour Notice for the six contributions received on July 31, 2014.

The Reviewing Officer concludes there is not sufficient evidence to support the Committee faxed the 48-Hour Notices for the seventeen contributions by August 3, 2014, as contended by the respondents. OPR verified its records and confirmed there is no evidence to support a technical or administrative error in processing faxed documents on July 23, August 2, and August 3, 2014. Furthermore, while the respondents provided evidence suggesting they attempted to fax documents to OPR on those days, the Reviewing Officer notes the Committee has not provided any copies of the original 48-Hour Notices to document the contents of these faxes. In addition, the Treasurer's statements that he re-signed and re-dated the resubmitted 48-Hour Notices indicates the Committee does not have copies of these faxed documents. Page 73 of the Commission's *Campaign Guide for Congressional Candidates and Committees* states:

"Treasurers of authorized committees (and other political committees) are responsible for keeping copies of each statement and report, together with original back-up records, for three years after the report or statement is filed. [11 C.F.R. §§ 102.9(c); 104.14(b)(2) and (3).]"

² OPR did receive and process the October 24, 2014 48-Hour Notice for the contribution received from David C. Bryan on July 27, 2014. (Image 14021212850) The Committee unnecessarily resubmitted this 48-Hour Notice in November 2014. (Image 14021223343)

³ Image 14021212854

⁴ Images 14021212829 and 14021212845

The Committee did not successfully file the 48-Hour Notices for the questioned contributions until October 24⁵ and November 12, 2014, well after the 2014 Kansas Primary Election held on August 5, 2014. Therefore, the Reviewing Officer confirms that all seventeen contributions cited in the RTB finding were not timely reported on 48-Hour Notices, and the Commission correctly calculated the civil money penalty assessed at RTB pursuant to 11 C.F.R. § 111.44. The calculation is \$110 plus 10 percent of the amount of the contributions not reported on each 48-Hour Notice. The respondents failed to file 48-Hour Notices for seventeen contributions received on seven separate days, totaling \$26,200. Therefore, the amount of the civil money penalty is $(\$110 \times 7) + (.10 \times \$26,200)$ or \$3,390, as assessed at RTB.

1100001-1100001

Their challenge fails to adequately address any of the three valid grounds at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. 11 C.F.R. § 104.14(d). Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,390 civil money penalty.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 3012 involving Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3012 that Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$3,390 civil money penalty; and
3. Send the appropriate letter.

Attachments

Attachment 1
Attachment 2
Attachment 3
Attachment 4 – Declaration from RAD
Attachment 5 – Declaration from OAR

⁵ The receipt date is considered to be the postmark date for reports mailed via USPS Priority Mail with delivery confirmation pursuant to 52 U.S.C. § 30104(a)(5). The Commission has corrected the public record to reflect the 48-Hour Notices mailed on October 24, 2014 were received on October 24, 2014.

DECLARATION OF KRISTIN D. ROSER

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to MILTON WOLF FOR U.S. SENATE:
 - A) Request for Additional Information for the 2014 October Quarterly Report, dated April 8, 2015, referencing the missing 48-Hour Notices (sent via electronic mail to: fec@miltonwolf.com);
 - B) Reason-to-Believe Letter, dated July 10, 2015, referencing the missing 48-Hour Notices (sent via overnight mail to the address of record).
3. I hereby certify that I have searched the Commission's public records and find that MILTON WOLF FOR U.S. SENATE has not yet filed the missing 48-Hour Notices with the Commission.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 26th day of August, 2015.

Kristin D. Roser

Kristin D. Roser
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

April 8, 2015

PERRY A. PUCETTI, TREASURER
MILTON WOLF FOR US SENATE
2335 W 97TH ST
LEAWOOD, KS 66206

Response Due Date
05/13/2015

IDENTIFICATION NUMBER: C00550020

REFERENCE: OCTOBER QUARTERLY REPORT (07/17/2014 - 09/30/2014)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Senate Public Records Office by the response date noted above. Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 3 item(s):

1. While it is permissible for a person to make a contribution for the general election prior to the primary election, the recipient committee must employ an acceptable accounting method to distinguish between primary and general election contributions. (11 CFR § 102.9(e)) This general election amount must be maintained in the committee's account.

Since the candidate did not participate in the general election, any contribution received for the general election must be returned to the donors or redesignated to the primary if your committee has net debts outstanding for the primary election. To redesignate a contribution the committee must either (1) obtain signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election, or (2) redesignate the contribution by presumption to the primary election, for undesignated contributions made after the primary but before the general election, provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing. The notification must give the contributor an opportunity to request a refund. A contribution can only be redesignated to a previous election to the extent that the contribution does not exceed net debts outstanding for that election. (11

MILTON WOLF FOR US SENATE

Page 2 of 5

CFR § 110.1(b)(3)(i) and (5)(ii)(C))

Any subsequent report(s) filed with the Commission must disclose the refund or redesignation of any general election contribution. Refunds or redesignations must be done within 60 days after the 2014 Primary Election.

Although the Commission may take further legal action, your prompt action to refund these contributions will be taken into consideration.

2. Schedule A of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached).

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution(s) to a candidate for federal office in excess of \$2,600 per election. An authorized committee may not make a contribution(s) to a candidate for federal office in excess of \$2,000 per election. A qualified multi-candidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (52 U.S.C. § 30116(a) and (f) (formerly 2 U.S.C. § 441a(a) and (f)); 11 CFR § 110.1(b), (e) and (k))

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information. If any contribution you received exceeds the limits, you may have to refund the excessive amount.

Excessive contributions may be retained if, within 60 days of receipt, the excessive portions are properly redesignated or reattributed. Guidelines for each option are provided below.

For reattributions, excessive contributions from individuals can be retained if, within 60 days of receipt, the excessive amount is properly reattributed to another person. Please note that reattributions only apply to excessive contributions from individuals. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor; or (2) the committee reattributes by presumption the excessive portion of the

MILTON WOLF FOR US SENATE

Page 3 of 5

contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor an opportunity to request a refund. (11 CFR § 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if, within 60 days of receipt, the excessive amount is properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election; or (2) your committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. Also, a contribution can only be redesignated to a previous election to the extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

If the foregoing conditions for reattributions or redesignations are not met within 60 days of receipt of the contribution, the excessive amount must be refunded. See 11 CFR § 103.3(b)(1).

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters reattributing or redesignating the contributions in question. Refunds are reported on Line 20(a), (b), or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR § 104.8(d)(2), (3) and (4))

Although the Commission may take further legal action concerning the

MILTON WOLF FOR US SENATE

Page 4 of 5

acceptance of excessive contributions, your prompt action to refund, redesignate, and/or reattribute the excessive amount will be taken into consideration.

3. Schedule A of your report indicates that your committee may have failed to file one or more of the required 48-hour notices regarding "last minute" contributions received by your committee after the close of books for the 2014 12 Day Pre-Primary Report (see attached). A principal campaign committee must notify the Commission, in writing, within 48 hours of any contribution of \$1,000 or more received between two and twenty days before an election. These contributions are then reported on the next report required to be filed by the committee. To ensure that the Commission is notified of last minute contributions of \$1,000 or more to your campaign, it is recommended that you review your procedures for checking contributions received during the aforementioned time period. The failure to file 48-hour notices may result in civil money penalties or legal enforcement action. (11 CFR § 104.5(f))

If any contribution of \$1,000 or more was incorrectly reported, you must amend your original report with the clarifying information.

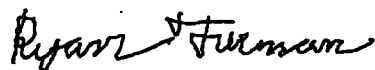
Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

A written response or an amendment to your original report(s) correcting the above problems should be filed with the Senate Public Records Office. Please contact the Senate Public Records Office at (202) 224-0322 for instructions on how and where to file an amendment. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1151.

MILTON WOLF FOR US SENATE

Page 5 of 5

Sincerely,

A handwritten signature in black ink that reads "Ryan Furman". The signature is written in a cursive style with a large, stylized "R" and "F".

Ryan Furman
Senior Campaign Finance Analyst
Reports Analysis Division

429

11000110001

**Excessive, Prohibited, and Impermissible Contributions
Milton Wolf for US Senate (C00550020)**

Excessive Contributions from Individuals

Contributor Name	Date	Amount	Election
Downey, James B	12/18/13	\$400.00	P, 2014
Downey, James B	1/26/14	\$200.00	P, 2014
Downey, James B	3/24/14	\$300.00	P, 2014
Downey, James B	3/31/14	\$300.00	P, 2014
Downey, James B	5/5/14	\$100.00	P, 2014
Downey, James B	6/9/14	\$500.00	P, 2014
Downey, James B	6/9/14	\$150.00	P, 2014
Downey, James B	6/19/14	\$400.00	P, 2014
Downey, James B	7/27/14	\$500.00	P, 2014
Downey, James B	7/31/14	\$600.00	P, 2014
Macy, Ted L	1/10/14	\$1,000.00	P, 2014
Macy, Ted L	6/16/14	\$1,000.00	P, 2014
Macy, Ted L	6/18/14	\$600.00	P, 2014
Macy, Ted L	7/18/14	\$600.00	P, 2014

Missing 48-Hour Notices
Milton Wolf for US Senate (C00550020)

Contributor Name	Date	Amount	Election
Marshall, Pierce	7/21/14	\$2,600.00	P, 2014
Marshall, Pierce	7/21/14	\$2,600.00	G, 2014
Puziss, Brian	7/25/14	\$1,000.00	P, 2014
Bryan, David C	7/27/14	\$1,000.00	P, 2014
Graf, Maejel A	7/30/14	\$1,000.00	P, 2014
Graf, Maejel A	7/30/14	\$1,600.00	P, 2014
Elliott, Linda	7/31/14	\$2,600.00	P, 2014
Farrington, Walter L III	7/31/14	\$1,000.00	P, 2014
Kirwan, Stephen	7/31/14	\$1,000.00	P, 2014
McGuire, Steven	7/31/14	\$1,000.00	P, 2014
Sanford, Charles	7/31/14	\$2,600.00	P, 2014
Winn, George	7/31/14	\$1,000.00	P, 2014
Broughton, Lenore	8/1/14	\$1,000.00	P, 2014
Mallatt, Keith	8/1/14	\$1,000.00	P, 2014
Weiss, David	8/1/14	\$1,000.00	P, 2014
Friess, Foster	8/2/14	\$1,600.00	P, 2014
Friess, Lynnette	8/2/14	\$2,600.00	P, 2014

Contributions for Which a 48-Hour Notice Was Not Received

AF 3012

Committee ID: C00550020

Committee Name: MILTON WOLF FOR U.S. SENATE

Report Type: 2014 October Quarterly Report (7/17/2014 – 9/30/2014)

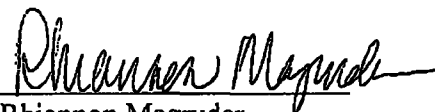
48-Hour Reporting Period: 7/17/2014 – 8/02/2014

CONTRIBUTOR	DATE	AMOUNT
MARSHALL, PIERCE	07/21/2014	\$2,600.00
MARSHALL, PIERCE	07/21/2014	\$2,600.00
PUZISS, BRIAN	07/25/2014	\$1,000.00
BRYAN, DAVID C	07/27/2014	\$1,000.00
GRAF, MAEJEL A	07/30/2014	\$1,000.00
GRAF, MAEJEL A	07/30/2014	\$1,600.00
ELLIOTT, LINDA	07/31/2014	\$2,600.00
FARRINGTON, WALTER L III	07/31/2014	\$1,000.00
KIRWAN, STEPHEN	07/31/2014	\$1,000.00
MCGUIRE, STEVEN	07/31/2014	\$1,000.00
SANFORD, CHARLES	07/31/2014	\$2,600.00
WINN, GEORGE	07/31/2014	\$1,000.00
BROUGHTON, LENORE	08/01/2014	\$1,000.00
MALLATT, KEITH	08/01/2014	\$1,000.00
WEISS, DAVID	08/01/2014	\$1,000.00
FRIESS, FOSTER	08/02/2014	\$1,600.00
FRIESS, LYNNETTE	08/02/2014	\$2,600.00
TOTAL		\$26,200.00

Proposed Civil Money Penalty: \$3,390.00 ((7 Notices Not Filed at \$110 each) + (10% of the Overall Contributions Not Filed))

DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) The principal campaign committee of a candidate must file notifications disclosing contributions of \$1,000 or more which are received after the 20th day but more than 48 hours before an election. These notifications (also called 48-Hour Notices) must be filed with the Commission within 48 hours of the committee's receipt of the contribution(s).
- 3) It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the administrative fine regulations, including due dates of reports and filing requirements.
- 4) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - a) 48-Hour Notices filed by Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer. The documents were filed on October 24, 2014 and November 12, 2014.
- 5) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington, D.C. on the 16th day of October, 2015.



Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

14021212830

INSPECTION



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INSPECTION

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United States Senate
Post Office

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WHEN
A C
LAB

FROM:

Milton Wolf for US Senate
PO BOX 7404
Overland Park, KS 66207

TO:

Secretary of the US Senate
ATTN: Senate Office of Public Record
232 Hart Building
Washington, D.C
20510-7110



OCT 29 2014



OCT 29 2014

13-062789



U.S. SENATE
TRACKING NUMBER



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NANCY ERICKSON
SECRETARY

DANA K. MCCALLUM
SUPERINTENDENT

U.S. SENATE OFFICE BUILDING
SUITE 232
WASHINGTON, DC 20510-7116
PHO: (202) 224-0322

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

THE PRECEDING DOCUMENT WAS:

HAND DELIVERED _____

Date of Receipt

USPS FIRST CLASS MAIL _____

Postmark

USPS REGISTERED/CERTIFIED _____

Postmark

USPS PRIORITY MAIL _____

Postmark

DELIVERY CONFIRMATION OR SIGNATURE CONFIRMATION LABEL **X**

USPS EXPRESS MAIL _____

Postmark

OVERNIGHT DELIVERY SERVICE:

SHIPPING DATE

NEXT BUSINESS DAY DELIVERY

FEDERAL EXPRESS _____

☐

UPS _____

☐

DHL _____

☐

AIRBORNE EXPRESS _____

☐

RECEIVED FROM FEDERAL ELECTION COMMISSION _____

Date of Receipt

POSTMARK ILLEGIBLE ☐

NO POSTMARK ☐

FAX _____

Date of Receipt

OTHER _____

Date of Receipt or Postmark

PREPARER

DH

DATE PREPARED

10-31-14

14021212831

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

SECRETARY OF THE SENATE

14 OCT 31 AM 11:23

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF	3. OFFICE SOUGHT (State and District) Senate KS	4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON ____ / ____ / ____			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE Lenore Broughton 52 Henry St Burlington VT 05401		Name of Employer Self Employed Transaction ID : F6.34565 Occupation Business Owner	Date (month, day, year) 08/01/2014 Amount 1000.00
B. FULL NAME, MAILING ADDRESS AND ZIP CODE Keith Mallatt 301 N Broadway Pittsburg KS 66762		Name of Employer Self Employed Transaction ID : F6.34567 Occupation Optometrist	Date (month, day, year) 08/01/2014 Amount 1000.00
C. FULL NAME, MAILING ADDRESS AND ZIP CODE David Weiss 240 High Point Ln Fairfield CT 06824		Name of Employer BMO CM Transaction ID : F6.34566 Occupation Sales	Date (month, day, year) 08/01/2014 Amount 1000.00
D. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
E. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
SIGNATURE (optional) PERRY A PUCCEY		DATE 8/3/14	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

Any information copied from reports and statements filed under the Federal Election Campaign Act may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

FEC FORM 6
(Revised 07/2011)

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INSPECTION



FOR
INSPECTION



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PRIORITY



WHEN
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FROM:

MILTON WOLF FOR US SENATE
PO BOX 7404
OVERLAND PARK, KS 66207

TO:

Secretary of the US Senate
ATTN: Senate Office of Public Records
232 Hart Building
Washington, D.C.

20510-7110

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Senate Post Office

OCT 29 2014

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DANA K. MCCALLUM
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PH: (202) 224-0322

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NO POSTMARK

FAX

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OTHER

Date of Receipt or Postmark

PREPARER

DATE PREPARED

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14021212839

DH

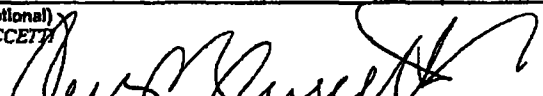
10-31-14

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

 SECRETARY OF THE SENATE
 14 OCT 31 AM 11:23

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF	3. OFFICE SOUGHT (State and District) Senate KS	4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON ____ / ____ / ____			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE James B. Downey 26000 Newbridge Dr. Los Altos Hills CA 94022		Name of Employer Altos Sonoma Corp Transaction ID : F6.38017 Occupation President	Date (month, day, year) 07/27/2014 Amount 500.00
B. FULL NAME, MAILING ADDRESS AND ZIP CODE James B. Downey 26000 Newbridge Dr. Los Altos Hills CA 94022		Name of Employer Altos Sonoma Corp Transaction ID : F6.38018 Occupation President	Date (month, day, year) 07/31/2014 Amount 600.00
C. FULL NAME, MAILING ADDRESS AND ZIP CODE Brad Tangen 606 Greg Dr Paragould AR 72450		Name of Employer PAXTON MEDIA Transaction ID : F6.38019 Occupation MOTOR CARRIER	Date (month, day, year) 07/17/2014 Amount 300.00
D. FULL NAME, MAILING ADDRESS AND ZIP CODE Brad Tangen 606 Greg Dr Paragould AR 72450		Name of Employer PAXTON MEDIA Transaction ID : F6.38020 Occupation MOTOR CARRIER	Date (month, day, year) 07/31/2014 Amount 702.00
E. FULL NAME, MAILING ADDRESS AND ZIP CODE Kim Utley 205 Doris dr Lucas TX 75002		Name of Employer SIMS INC Transaction ID : F6.38021 Occupation PROGRAMMER	Date (month, day, year) 07/29/2014 Amount 250.00
SIGNATURE (optional) PERRY A PUCETTA 		DATE 08/01/2014	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-6530, Local 202-694-1100

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FEC FORM 6
 (Revised 07/2011)

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48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

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SECRETARY OF THE SENATE

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14 OCT 31 AM 11:23

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF		3. OFFICE SOUGHT (State and District) Senate KS	
		4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON _____ / _____ / _____			
continuation page			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE Kim Utley 205 Doris dr Lucas TX 75002		Name of Employer SIMS INC Transaction ID : F6.38022 Occupation PROGRAMMER	
		Date (month, day, year) 07/30/2014 Amount 500.00	
B. FULL NAME, MAILING ADDRESS AND ZIP CODE Kim Utley 205 Doris dr Lucas TX 75002		Name of Employer SIMS INC Transaction ID : F6.38023 Occupation PROGRAMMER	
		Date (month, day, year) 07/31/2014 Amount 500.00	
C. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation 	
		Date (month, day, year) Amount 	
D. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation 	
		Date (month, day, year) Amount 	
E. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation 	
		Date (month, day, year) Amount 	

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FEC FORM 6
(Revised 07/2011)

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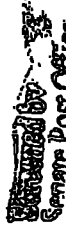
WHEN
A C
LAB

FROM:

MILTON WOLF for US Senate
PO BOX 7404
Overland Park, KS 66207

TO:

Secretary of the US Senate
ATTN: Senate Office of Public Record
232 Hart Building
Washington, D.C
20510-7116



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PHO E: (202) 224-0322

United States Senate

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WASHINGTON

14021212848

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

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To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF	3. OFFICE SOUGHT (State and District) Senate KS	4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON _____ / _____ / _____			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE Foster Friess PO Box 9790 Jackson WY 83002			
Name of Employer Friess Association		Date (month, day, year) 08/02/2014	Amount 1600.00
Transaction ID : F6.34572			
Occupation Investor			
B. FULL NAME, MAILING ADDRESS AND ZIP CODE Lynnette Friess PO Box 9790 Jackson WY 83002			
Name of Employer Homemaker		Date (month, day, year) 08/02/2014	Amount 2600.00
Transaction ID : F6.34573			
Occupation Homemaker			
C. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer		Date (month, day, year)	Amount
Occupation			
D. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer		Date (month, day, year)	Amount
Occupation			
E. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer		Date (month, day, year)	Amount
Occupation			
SIGNATURE (optional) PERRY A PUGGETTI 		DATE 08/04/2014	For further information contact: Federal Election Commission 998 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

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United States Senate
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WHEN
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FROM:

Milton Wolf for US Senate
PO BOX 7404
Overland Park, KS 66207

TO:

Secretary of the US Senate
ATTN: Senate Office of Public Record
232 Hart Building
Washington, D.C

20510-7116

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SUPERINTENDENT
HART SENATE OFFICE BLDG
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WASHINGTON, DC 20510-7115
PH: (202) 224-0322

United States Senate

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FAX _____

Date of Receipt

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DATE PREPARED

10-31-14

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48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

 SECRETARY OF THE SENATE
 14 OCT 31 AM 11:23

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF	3. OFFICE BOUGHT (State and District) Senate KS	4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON ____ / ____ / ____			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE Maejel A Graf 68 Elena Ave Atherton CA 94027		Name of Employer US Constitution Transaction ID : F6.34537 Occupation Preserving Freedom	Date (month, day, year) 07/30/2014 Amount 1000.00
B. FULL NAME, MAILING ADDRESS AND ZIP CODE Maejel A Graf 68 Elena Ave Atherton CA 94027		Name of Employer US Constitution Transaction ID : F6.34538 Occupation Preserving Freedom	Date (month, day, year) 07/30/2014 Amount 1600.00
C. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
D. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
E. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
SIGNATURE (optional) PERRY A. RUCCETTI 		DATE 8/1/14	For further information contact: Federal Election Commission 899 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

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FEC FORM 6
 (Revised 07/2011)

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FOR
INSPECTION
United States Senate
Post Office

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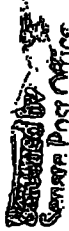
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United States Senate
Post Office

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PRIORITY

FROM:
MILTON WOLF for US Senate
PO BOX 7404
Overland Park, KS 66207



OCT 29 2014

TO:

Secretary of the US Senate
ATTN: Senate Office of Public Record
232 Hart Building
Washington, D.C.
20510-7110

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SECRETARY

DANA K. MCCALLUM
SUPERINTENDENT

MAJ. SENATE OFFICE BLDG.
SUITE 232
WASHINGTON, DC 20510-7111
PHONE (202) 224-0322

United States Senate

OFFICE OF THE SECRETARY

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DATE PREPARED

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48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

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 SECRETARY OF THE SENATE
 14 OCT 31 AM 11:23

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF	3. OFFICE SOUGHT (State and District) Senate KS	4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON ____ / ____ / ____			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE David C Bryan 156 Ellerslie Dr Fayetteville NC 28303		Name of Employer Bryan Pontiac-Cadillac Co Transaction ID : F6.34531 Occupation President	Date (month, day, year) 07/27/2014 Amount 1000.00
B. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer	Date (month, day, year)
		Occupation	Amount
C. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer	Date (month, day, year)
		Occupation	Amount
D. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer	Date (month, day, year)
		Occupation	Amount
E. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer	Date (month, day, year)
		Occupation	Amount
SIGNATURE (optional) PERRY A. FURGETT 		DATE 07/29/2014	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

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 (Revised 07/2011)

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United States Senate
Post Office

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United States Senate
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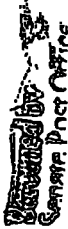
PRIORITY



WHEN
A C
LAB

FROM:

Milton Wolf for US Senate
PO BOX 7404
Overland Park, KS 66207



OCT 29 2014

TO:

Secretary of the US Senate
ATTN: Senate Office of Public Record
232 Hart Building
Washington, D.C.

20510-7110

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U.S. SENATE
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United States Senate

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NEXT BUSINESS DAY DELIVERY

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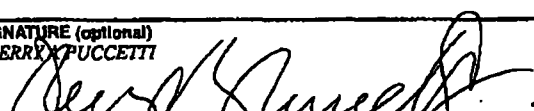
48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

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SECRETARY OF THE SENATE

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ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF	3. OFFICE SOUGHT (State and District) Senate KS	4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON _____ / _____ / _____			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE Pierce Marshall 6425 Belmead Dr Dallas TX 75230		Name of Employer MarOpCo Transaction ID : F6.34509 Occupation Attorney	Date (month, day, year) 07/21/2014 Amount 2600.00
B. FULL NAME, MAILING ADDRESS AND ZIP CODE Pierce Marshall 6425 Belmead Dr Dallas TX 75230		Name of Employer MarOpCo Transaction ID : F6.34510 Occupation Attorney	Date (month, day, year) 07/21/2014 Amount 2600.00
C. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
D. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
E. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
SIGNATURE (optional) PERRY PUCETTI 		DATE 07/23/2014	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

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INSPECTION



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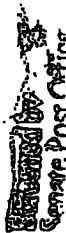
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WHEN
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FROM:

MILTON WOLF for US Senate
PO BOX 7404
Overland Park, KS 66207



OCT 29 2014

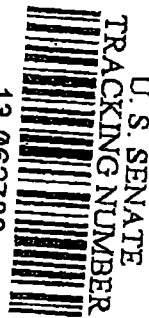
TO:

Secretary of the US Senate
ATTN: Senate Office of Public Record
232 Hart Building
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United States Senate

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USPS EXPRESS MAIL _____

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OVERNIGHT DELIVERY SERVICE:

SHIPPING DATE

NEXT BUSINESS DAY DELIVERY

FEDERAL EXPRESS _____

☐

UPS _____

☐

DHL _____

☐

AIRBORNE EXPRESS _____

☐

RECEIVED FROM FEDERAL ELECTION COMMISSION _____

Date of Receipt

POSTMARK ILLEGIBLE ☐

NO POSTMARK ☐

FAX _____

Date of Receipt

OTHER _____

Date of Receipt or Postmark

PREPARER

DH

DATE PREPARED

10-31-14

14021212355

14021212355

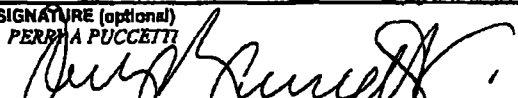
48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

SECRETARY OF THE SENATE

OCT 31 AM 11:23

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF	3. OFFICE SOUGHT (State and District) Senate KS	4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input type="checkbox"/> NO, THIS IS A NEW FILING <input checked="" type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON 07 / 27 / 2014			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Brian Puziss PO Box 13275 Portland OR 97228		Name of Employer Puziss Investments Transaction ID : F6.34523 Occupation Executive	Date (month, day, year) 07/25/2014 Amount 1000.00
B. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Donald G Reinhard 75 Harvard Ave Palmerston PA 18071		Name of Employer Pencov Services Inc Transaction ID : F6.34518 Occupation Semi Retired Executive	Date (month, day, year) 07/25/2014 Amount 1000.00
C. FULL NAME, MAILING ADDRESS AND ZIP CODE			
		Name of Employer Occupation	Date (month, day, year) Amount
D. FULL NAME, MAILING ADDRESS AND ZIP CODE			
		Name of Employer Occupation	Date (month, day, year) Amount
E. FULL NAME, MAILING ADDRESS AND ZIP CODE			
		Name of Employer Occupation	Date (month, day, year) Amount
SIGNATURE (optional) PERLA PUCETTI 		DATE 07/27/2014	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

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Any information copied from reports and statements filed under the Federal Election Campaign Act may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

FEC FORM 6
(Revised 07/2011)

FEC MISCELLANEOUS TEXT RELATED TO A REPORT, SCHEDULE OR ITEMIZATION

Form/Schedule: F6A

Transaction ID :

SECRETARY OF THE SENATE

14 OCT 31 AM 11:23

This notice is amended to add a \$1000 contribution for Brian Puziss. While this notice is amended, it timely discloses reportable receipts received on 7-25-2014.

Form/Schedule:

Transaction ID:

14021212853

14021212853

20510-7116

NANCY ERICKSON
SECRETARY

DANA K. MCCALLUM
SUPERINTENDENT
HARY SENATE OFFICE/BI
SUITE 132
WASHINGTON, DC 20510-7116
PHONE: (202) 224-0322

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

THE PRECEDING DOCUMENT WAS:

HAND DELIVERED _____

Date of Receipt

USPS FIRST CLASS MAIL _____

Postmark

USPS REGISTERED/CERTIFIED _____

Postmark

USPS PRIORITY MAIL _____

Postmark

DELIVERY CONFIRMATION OR SIGNATURE CONFIRMATION LABEL **X**

USPS EXPRESS MAIL _____

Postmark

OVERNIGHT DELIVERY SERVICE:

SHIPPING DATE

NEXT BUSINESS DAY DELIVERY

FEDERAL EXPRESS _____

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UPS _____

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DHL _____

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AIRBORNE EXPRESS _____

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RECEIVED FROM FEDERAL ELECTION COMMISSION _____

Date of Receipt

POSTMARK ILLEGIBLE ☐

NO POSTMARK ☐

FAX _____

Date of Receipt

OTHER _____

Date of Receipt or Postmark

PREPARER

DH

DATE PREPARED

10-31-14

14021212855


14021212855

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

 SECRETARY OF THE SENATE
 14 OCT 31 AM 11:23

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF	3. OFFICE SOUGHT (State and District) Senate KS	4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON ____ / ____ / ____			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE Donald G Reinhard 75 Harvard Ave Palmerton PA 18071		Name of Employer Pencov Services Inc Transaction ID : F6.34519 Occupation Semi Retired Executive	Date (month, day, year) 07/25/2014 Amount 1000.00
B. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
C. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
D. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
E. FULL NAME, MAILING ADDRESS AND ZIP CODE		Name of Employer Occupation	Date (month, day, year) Amount
SIGNATURE (optional) PERRY A PUCETTI 		DATE 7/26/14	For further information contact: Federal Election Commission 898 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

Any information copied from reports and statements filed under the Federal Election Campaign Act may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

FEC FORM 6
 (Revised 07/2011)

14021212854

14021212854

14021212855

INSPECTION



United States Senate
Post Office

FOR
INSPECTION



United States Senate
Post Office

FOR
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PRESS FIRMLY TO SEAL

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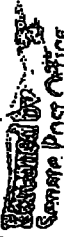
FROM:

MILTON WOLF for US Senate
PO BOX 7404
Overland Park, KS 66207

TO:

Secretary of the US Senate
ATTN: Senate Office of Public Record
232 Hart Building
Washington, D.C

20510-7116



OCT 29 2014

Processed by 23
Senate Post Office

OCT 29 2014

13-062789



U.S. SENATE
TRACKING NUMBER



PS00001000014

EP14F July 2013

VISIT US AT USPS.COM

NANCY ERICKSON
SECRETARY

DANA K. MCCALLUM
SUPERINTENDENT
HART SENATE OFFICE BUI
SUITE 232
WASHINGTON, DC 20510-7118
PHONE: (202) 224-0322

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

THE PRECEDING DOCUMENT WAS:

HAND DELIVERED _____
Date of Receipt

USPS FIRST CLASS MAIL _____
Postmark

USPS REGISTERED/CERTIFIED _____
Postmark

USPS PRIORITY MAIL _____
Postmark

DELIVERY CONFIRMATION OR SIGNATURE CONFIRMATION LABEL **X**

USPS EXPRESS MAIL _____
Postmark

OVERNIGHT DELIVERY SERVICE:

	SHIPPING DATE	NEXT BUSINESS DAY DELIVERY
FEDERAL EXPRESS	_____	<input type="checkbox"/>
UPS	_____	<input type="checkbox"/>
DHL	_____	<input type="checkbox"/>
AIRBORNE EXPRESS	_____	<input type="checkbox"/>

RECEIVED FROM FEDERAL ELECTION COMMISSION _____
Date of Receipt

POSTMARK ILLEGIBLE ☐ NO POSTMARK ☐

FAX _____
Date of Receipt

OTHER _____
Date of Receipt or Postmark

PREPARER **DH** DATE PREPARED **10-31-14**

140021212856

140021212856

November 11, 2014

SECRETARY THE SENATE

14 NOV 20 AM 11:25

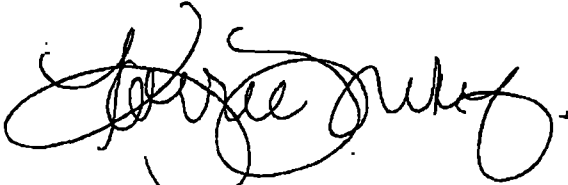
Milton Wolf for United States Senate
PO BOX 7464
Overland Park, KS 66207

Secretary of the United States Senate
ATTN: Senate Office of Public Records
232 Hart Building
Washington, D.C. 20510-7116
202-224-0322

To Sir or Madam:

Please find enclosed 48HNs for the Milton Wolf for United States Senate campaign.

Regards,



Karrie L. Wolf

140021225343

140021225343

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

 SECRETARY OF THE SENATE
 14 NOV 20 AM 11:25

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF		3. OFFICE BOUGHT (State and District) Senate KS	
		4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON ____ / ____ / ____			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE David C Bryan 156 Ellerslie Dr Fayetteville NC 28303			
Name of Employer Bryan Pontiac-Cadillac Co		Date (month, day, year) 07/27/2014	Amount 1000.00
Transaction ID : F6.34531 Occupation President			
B. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer		Date (month, day, year)	Amount
Occupation			
C. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer		Date (month, day, year)	Amount
Occupation			
D. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer		Date (month, day, year)	Amount
Occupation			
E. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer		Date (month, day, year)	Amount
Occupation			
SIGNATURE (optional) JERRY A PUCETTI		DATE 07/26/2014	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20483 Toll Free 800-424-9530, Local 202-694-1100

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Any information copied from reports and statements filed under the Federal Election Campaign Act may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

FEC FORM 6

(Revised 07/2011)

100001-100001

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TON



United States Senate
Post Office

FOR
INSPECTION



United States Senate
Post Office

OPENED
FOR
INSPECTION

PLEASE PRESS FIRMLY

PRIORITY MAIL LEGAL SIZE
FLAT RATE ENVELOPE
POSTAGE REQUIRED

PRIORITY

SERVICE

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13-055151

From/Expéditeur:

MILTON WELLS
2335 W 9TH ST
SEAWOOD KS 66206

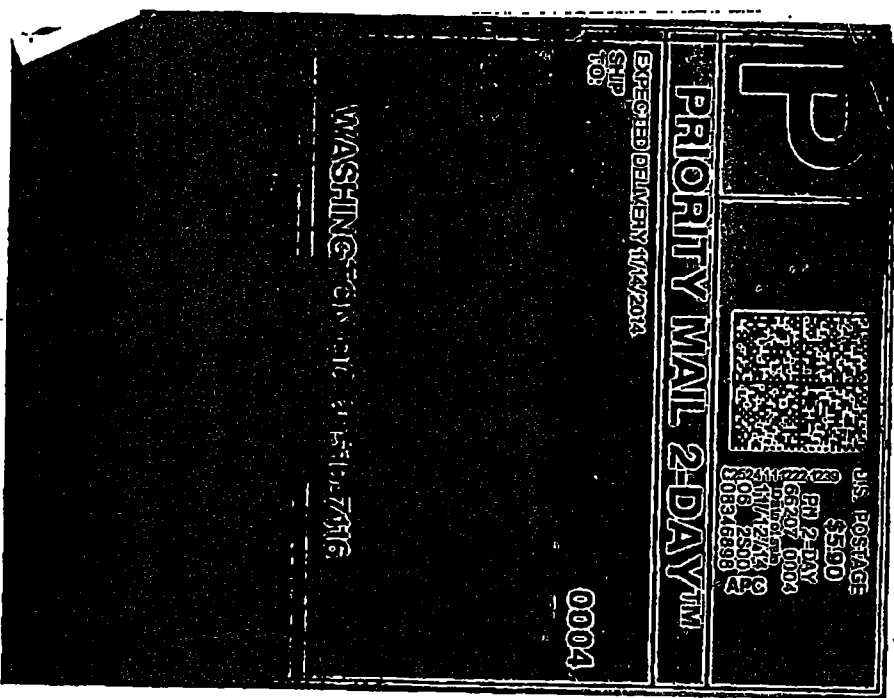
s.com

To/Destination:

Secretary of United States Senate
Attn: Senate Office of Public Records
232 Hart Building
Washington, DC 20510-7116

Country of Destination/Pays de destination:

USA



54552717047

DANA K. MCCALLUM
SUPERINTENDENT

**HART SENATE OFFICE BUILDING
SUITE 232
WASHINGTON, DC 20510-7115
PHONE: (202) 224-0322**

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

HAND DELIVERED

Date of Receipt

USPS FIRST CLASS MAIL

Postmark

USPS REGISTERED/CERTIFIED

Postmark

USPS PRIORITY MAIL

Postmark

DELIVERY CONFIRMATION OR SIGNATURE CONFIRMATION LABEL ☐**USPS EXPRESS MAIL**

Postmark

SHIPPING DATE

NEXT BUSINESS DAY DELIVERY

FEDERAL EXPRESS

UPS

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AIRBORNE EXPRESS

RECEIVED FROM FEDERAL ELECTION COMMISSION

Date of Receipt

POSTMARK ILLEGIBLE

NO POSTMARK

FAX

Date of Receipt

OTHER

Date of Receipt or Postmark

PREPARER

DATE PREPARED

mn

11/20/14

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

SECRETARY OF THE SENATE

NOV 20 AM 11:25

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL MILTON WOLF FOR U.S. SENATE			
ADDRESS (number and street) PO BOX 7464			
CITY, STATE, and ZIP CODE OVERLAND PARK KS 66207			
2. NAME OF CANDIDATE MILTON WOLF		3. OFFICE SOUGHT (State and District) Senate KS	
		4. FEC IDENTIFICATION NUMBER C00550020	
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON ____ / ____ / ____			
<i>continuation page</i>			
A. FULL NAME, MAILING ADDRESS AND ZIP CODE George Winn 11953 S Indian River Dr Jensen Beach FL 34957			
Name of Employer 12 Key Rehab Transaction ID : F6.34556 Occupation Marketing		Date (month, day, year) 07/31/2014	
		Amount 1000.00	
B. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer Occupation		Date (month, day, year)	
		Amount	
C. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer Occupation		Date (month, day, year)	
		Amount	
D. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer Occupation		Date (month, day, year)	
		Amount	
E. FULL NAME, MAILING ADDRESS AND ZIP CODE			
Name of Employer Occupation		Date (month, day, year)	
		Amount	

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14021223349

TON



United States Senate
Post Office

FOR
INSPECTION



United States Senate
Post Office

OPENED
FOR
INSPECTION

PLEASE PRESS FIRMLY

POSTAGE REQUIRED

PRIORITY
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SERVICE

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U. S. SENATE
TRACKING NUMBER
13-055151

From/Expéditeur:

Milton Wolf
2335 W 9th St
Lawton KS 66020

S.COM

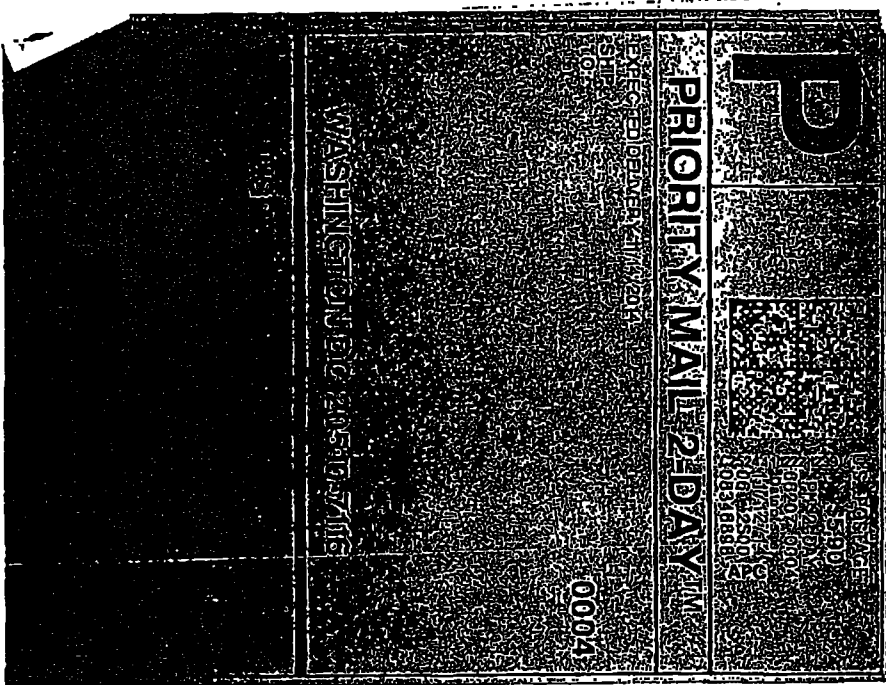
To/Destination:

Secretary of United States Senate
Attn: Senate Office of Public Records
232 Hart Building
Washington, DC 20510-7116

Country of Destination/Pays de destination:

USA

NOV 18 2014
Post Office
NOV 18 2014
Post Office



05552212081

NANCY ERICKSON
SECRETARY

DANA K. MCCALLUM
SUPERINTENDENT

HART SENATE OFFICE BUILDING
SUITE 232
WASHINGTON, DC 20510-7116
PHONE: (202) 224-0322

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

THE PRECEDING DOCUMENT WAS:

HAND DELIVERED _____

Date of Receipt

USPS FIRST CLASS MAIL _____

Postmark

USPS REGISTERED/CERTIFIED _____

Postmark

USPS PRIORITY MAIL _____

11/12/14

Postmark

DELIVERY CONFIRMATION OR SIGNATURE CONFIRMATION LABEL ☐

USPS EXPRESS MAIL _____

Postmark

OVERNIGHT DELIVERY SERVICE:

SHIPPING DATE

NEXT BUSINESS DAY DELIVERY

FEDERAL EXPRESS _____

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UPS _____

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DHL _____

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AIRBORNE EXPRESS _____

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RECEIVED FROM FEDERAL ELECTION COMMISSION _____

Date of Receipt

POSTMARK ILLEGIBLE ☐

NO POSTMARK ☐

FAX _____

Date of Receipt

OTHER _____

Date of Receipt or Postmark

PREPARER

MN

DATE PREPARED

11/20/14

14021223551

14021223551



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

October 21, 2015

Shannon L. O'Leary
Chris K. Gober
Gober Hilgers, PLLC
P.O. Box 341016
Austin, TX 78734

Milton Wolf for U.S. Senate
C00550020
AF#: 3012

On July 10 2015, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer ("respondents"), violated 52 U.S.C. § 30104(a) for failing to file 48-Hour Notices for seventeen contributions totaling \$26,200. The Commission also made a preliminary determination that the civil money penalty was \$3,390 based on the schedule of penalties at 11 C.F.R. § 111.44.

After reviewing your written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463 or via facsimile (202-208-3333). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

Rhiannon Magruder

Rhiannon Magruder

Reviewing Officer
Office of Administrative Review

gober | hilgers

RECEIVED
FED. ELECTION COMMISSION

2015 NOV 16 PM 3: 02

October 27, 2015

Via Telecopy 202-208-3333 and 202-219-3496

Federal Election Commission
Office of Administrative Review
ATTN: Commission Secretary
999 F Street, NW
Washington, DC 20463

RE: AF#: 3012
Committee: C00550020

Commission Secretary:

On or about 8/15/2015, we, Shannon L. O'Leary and Chris K. Gober of Gober Hilgers, PLLC, were designated as counsel for the Respondents, Milton Wolf for U.S. Senate, and Perry A. Puccetti, Treasurer, in the above-numbered case. In consultation with the Respondents, we are filing this letter to withdraw the designation of counsel. This withdrawal of designation of counsel is effective immediately.

Upon receipt of this letter, please send all correspondence and communications regarding this case directly to Respondents in accordance with the contact information provided on the Statement of Organization for Milton Wolf for U.S. Senate. At the time of the writing of this letter, the contact information listed on the Statement of Organization is as follows:

Milton Wolf for U.S. Senate
Perry A. Puccetti, Treasurer
2335 W 97th St
Leawood, KS 66206
fec@miltonwolf.com

Cell 202-615-2353 | Office 512-354-1784 | Fax 877-437-5755 | solarey@goberhilgers.com

www.goberhilgers.com

Please do not hesitate to contact me or Chris K. Gober (gober@goberhilgers.com) should you have any questions or need any additional information regarding this matter.

Respectfully,



Shannon L. O'Leary
Chris K. Gober
Gober Hilgers PLLC

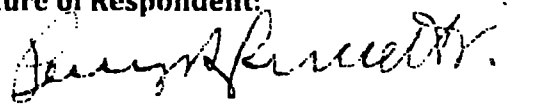
Signature of Respondent:

Milton Wolf for U.S. Senate


By _____

Perry A. Puccetti, Treasurer

Signature of Respondent:



Perry A. Puccetti, Treasurer

cc: **Via Email**
Milton Wolf for U.S. Senate

Via Email
Perry A. Puccetti, Treasurer

Via Email
Rhiannon Magruder
Reviewing Officer
Office of Administrative Review



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

October 28, 2015

Perry A. Puccetti, in official capacity as Treasurer
Milton Wolf for U.S. Senate
2335 W. 97th St.
Leawood, KS 66206

C00550020
AF#: 3012

Dear Mr. Puccetti:

On July 10 2015, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Milton Wolf for U.S. Senate and you, in your official capacity as Treasurer ("respondents"), violated 52 U.S.C. § 30104(a) for failing to file 48-Hour Notices for seventeen contributions totaling \$26,200. The Commission also made a preliminary determination that the civil money penalty was \$3,390 based on the schedule of penalties at 11 C.F.R. § 111.44.

After reviewing your written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination. On October 21, 2015, a copy of the Reviewing Officer Recommendation was sent to your designated counsel. On October 28, 2015, Shannon L. O'Leary and Chris K. Gober of Gober Hilgers, PLLC withdrew the designation of counsel. As such, all correspondence and communications regarding this matter will be sent to you, in your official capacity as Treasurer.

A copy of the Reviewing Officer Recommendation is attached. You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463 or via facsimile (202-208-3333). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

Rhiannon Magruder

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION COMMISSION
2015 DEC 30 AM 10:13

December 30, 2015

MEMORANDUM

SENSITIVE

To: The Commission

Through: Alec Palmer *WHP*
Staff Director

From: Patricia C. Orrock *PCO*
Chief Compliance Officer

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Recommendation to Ratify Reason to Believe Finding in AF# 3012 – Milton Wolf for U.S. Senate and Perry A. Puccetti, Treasurer (C00550020)

In light of the court of appeals' decision in *Combat Veterans for Congress Political Action Committee v. Federal Election Commission*, 795 F. 3d 151 (D.C. Cir. 2015), the Office of Administrative Review ("OAR") requested guidance from the Office of General Counsel ("OGC") regarding the procedures to be used in a pending administrative fine case where the Commission found RTB using a no-objection voting procedure. On December 22, 2015, OGC provided its analysis and recommended that the Commission ratify the prior RTB vote in a pending administrative fine case.

On July 10, 2015, the Commission found reason to believe ("RTB") that Milton Wolf for U.S. Senate and Perry A. Puccetti, Treasurer violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for seventeen contributions totaling \$26,200 and made a preliminary determination that the civil money penalty was \$3,390 based on the schedule of penalties at 11 C.F.R. § 111.44.¹ The Commission found RTB using a no-objection voting procedure; therefore, OAR recommends that the Commission ratify its July 10, 2015 RTB finding that Milton Wolf for U.S. Senate and Perry A. Puccetti, Treasurer violated 52 U.S.C. § 30104(a) and the preliminary determination that a civil money penalty of \$3,390 be assessed.

¹ On August 18, 2015, the Commission received their written response ("challenge"). After reviewing the challenge, the Reviewing Officer Recommendation ("ROR") dated October 16, 2015 was forwarded to the Commission and the respondents. As of this date, OAR has not circulated a Final Determination Recommendation to the Commission.

1-800-NY-4000-00

2

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Recommendation to Ratify Reason to) AF 3012
Believe Finding in Milton Wolf for U.S.)
Senate and Perry A. Puccetti, Treasurer)
(C00550020))

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on February 04, 2016, the Commission decided by a vote of 6-0 to take the following actions in AF# 3012:

1. Ratify the Commission's July 10, 2015 reason to believe finding that Milton Wolf for U.S. Senate and Perry A. Puccetti, Treasurer violated 52 U.S.C. § 30104(a) and the preliminary determination that a civil money penalty of \$3,390 be assessed.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

February 4, 2016
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2016 FEB 10 AM 10:01

February 10, 2016

MEMORANDUM

SENSITIVE

To: The Commission

Through: Alec Palmer
Staff Director

From: Patricia C. Orrock
Chief Compliance Officer

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 3012 – Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer (C00550020)

On July 10, 2015, the Commission found reason to believe ("RTB") that Milton Wolf for U.S. Senate and Perry A. Puccetti, Treasurer violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for seventeen contributions totaling \$26,200 and made a preliminary determination that the civil money penalty was \$3,390 based on the schedule of penalties at 11 C.F.R. § 111.44.¹

On August 18, 2015, the Commission received their written response ("challenge"). After reviewing the challenge, the Reviewing Officer Recommendation ("ROR") dated October 16, 2015 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. They submitted no evidence that a factual error was made in the RTB finding, that the penalty was miscalculated at RTB, or that they used best efforts to file on time. 11 C.F.R. § 111.35(b). Therefore, the Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,390 civil money penalty.

¹ In light of the court of appeals' decision in *Combat Veterans for Congress Political Action Committee v. Federal Election Commission*, 795 F. 3d 151 (D.C. Cir. 2015), OAR recommended that the Commission ratify the July 10, 2015 RTB finding. On February 4, 2016, the Commission ratified its July 10, 2015 RTB finding that Milton Wolf for U.S. Senate and Perry A. Puccetti, Treasurer violated 52 U.S.C. § 30104(a) and the preliminary determination that a civil money penalty of \$3,390 be assessed.

Within 10 days of transmittal of the recommendation, they may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). After receiving the ROR, the respondents' counsel formally withdrew their designation as counsel with no explanation. The Reviewing Officer subsequently provided a copy of the ROR to the Treasurer. As of this date, the respondents have not filed a response to the ROR. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,390 civil money penalty.

Please note that the Committee filed a Termination Report on October 27, 2015 and is eligible to terminate once this matter is closed.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 3012 involving Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3012 that Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$3,390 civil money penalty; and
3. Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation:) AF 3012
Milton Wolf for U.S. Senate and Perry A.)
Puccetti, in his official capacity as)
Treasurer (C00550020))

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on February 18, 2016, the Commission decided by a vote of 6-0 to take the following actions in AF 3012:

1. Adopt the Reviewing Officer recommendation for AF# 3012 involving Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer in making the final determination.
2. Make a final determination in AF# 3012 that Milton Wolf for U.S. Senate and Perry A. Puccetti, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$3,390 civil money penalty.
3. Send the appropriate letter.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

February 18, 2016
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

March 5, 2016

Perry A. Puccetti, in official capacity as Treasurer
Milton Wolf for U.S. Senate
2335 W. 97th St.
Leawood, KS 66206

C00550020
AF#: 3012

Dear Mr. Puccetti:

On July 10, 2015, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Milton Wolf for U.S. Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for seventeen contributions totaling \$26,200. By letter dated July 10, 2015, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$3,390 in accordance with the schedule of penalties at 11 C.F.R. § 111.44. On August 18, 2015, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that Milton Wolf for U.S. Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty in the amount of \$3,390 in accordance with 11 C.F.R. § 111.44. The Reviewing Officer Recommendation was sent to you on October 21, 2015.

On February 18, 2016, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Milton Wolf for U.S. Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty in the amount of \$3,390. A copy of the Final Determination Recommendation is attached.

At this juncture, the following courses of action are available to you:

1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in a timely

fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, follow the payment instructions on page 4 of this letter. You should make payment within thirty (30) days of receipt of this letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assessed upon making a final determination.

5. Settlement Offers

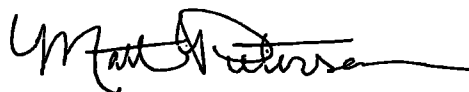
Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive

endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assessed upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 C.F.R. §§ 111.42(b) and 111.20(c), the file will be placed on the public record within 30 days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Magruder on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

A handwritten signature in black ink, appearing to read "Matthew S. Petersen", with a long horizontal flourish extending to the right.

Matthew S. Petersen
Chair

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.44, the civil money penalty is \$3,390 for 48-Hour Notices.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
PO Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Milton Wolf for U.S. Senate

FEC ID#: C00550020

AF#: 3012

PAYMENT AMOUNT DUE: \$3,390

Transaction Detail Results

Agency: FEC Application: Administrative Fine Program Electronic Payment System

Transaction Information

Pay.gov Tracking ID: 25QF716Q
Agency Tracking ID: 74976652693
Account Holder Name: Milton R. Wolf
Transaction Date (ET): 03/13/2016 9:31 AM
Transaction Amount: \$3,390.00
Email Address: fec@miltonwolf.com
Address: 2335 West 97th Street Leawood 66206 USA
Event: Sale
Credit Card Type:
Credit Card Number:
Expiration:

Reversal Reason:
Reversal Status:
Collection Status:
AVS Code:
Approval Code:
Authorization Response Code:
Authorization Response Text:
Card Security Code Result:
Batch Pay.gov Tracking ID:
Username:

Success
Y
04521D
00
M
74393222
Public

Custom Collection Fields

AF# 3012
Committee Name Milton Wolf for U.S. Senate
FEC ID 00550020



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 302

DATE SCANNED 3/31/6

SCANNER NO. 2

SCAN OPERATOR Dr

16002718886